

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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EKMAN & CO AB.,

Plaintiff,

-against -

GRAPHIC PAPER, INC.,

Defendant.

ECF Case

Case No. 10 CV 8110 (JGK)

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GRAPHIC PAPER, INC.,

Interpleader Plaintiff,

-against -

EKMAN & CO AB. and  
U.S. BANK NATIONAL ASSOCIATION,

Interpleader Defendants.  
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**REPLY DECLARATION OF  
JOSEPH ZELMANOVITZ IN  
FURTHER SUPPORT OF  
INTERPLEADER DEFENDANT  
U.S. BANK NATIONAL  
ASSOCIATION'S MOTION FOR  
SUMMARY JUDGMENT**

Joseph Zelmanovitz declares under penalty of perjury, pursuant to 28 U.S.C. § 1746, as follows:

1. I am a member of the bar of this Court and of counsel to Wilk Auslander LLP, attorneys for interpleader defendant U.S. Bank National Association ("U.S. Bank") in this action. I submit this declaration in further support of U.S. Bank's motion, pursuant to Fed. R. Civ. P. 56(a), for an order granting it summary judgment dismissing the cross-claim for indemnification filed by defendant/interpleader plaintiff Graphic Paper, Inc. ("Graphic").

2. Attached as Exhibit A to this declaration is an excerpt from the transcript of the deposition of James Peiffer taken on September 27, 2011.

3. Attached as Exhibit B to this declaration is an excerpt from the report by the United States International Trade Commission entitled "Certain Coated Paper Suitable for High-Quality Print Graphics Using Sheet-Fed Presses from China and Indonesia."

4. Attached as Exhibit C to this declaration is a copy of an order entered on January 19, 2010, by the Honorable Donald C. Pogue in the action styled *Export-Import Bank of the United States v. Asia Pulp & Paper Co., Ltd. et al.* (Case No. 03 Civ. 8554), United States District Court for the Southern District of New York.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 29, 2012 in New York, New York.

/s/ Joseph Zelmanovitz

Joseph Zelmanovitz  
(JZ-0085)